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| APPLICATION NO.         | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-------------------------|-------------|----------------------|---------------------|------------------|
| 09/864,119              | 05/24/2001  | David Paul Kuiken    | AUS920010308US1     | 1470             |
| 35525                   | 7590        | 04/21/2005           | EXAMINER            |                  |
| IBM CORP (YA)           |             |                      | KE, PENG            |                  |
| C/O YEE & ASSOCIATES PC |             |                      |                     |                  |
| P.O. BOX 802333         |             |                      | ART UNIT            |                  |
| DALLAS, TX 75380        |             |                      | PAPER NUMBER        |                  |
|                         |             |                      | 2174                |                  |

DATE MAILED: 04/21/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

|                              |                                      |                                      |  |
|------------------------------|--------------------------------------|--------------------------------------|--|
| <b>Office Action Summary</b> | <b>Application No.</b><br>09/864,119 | <b>Applicant(s)</b><br>KUIKEN ET AL. |  |
|                              | <b>Examiner</b><br>Peng Ke           | <b>Art Unit</b><br>2174              |  |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) ☒ Responsive to communication(s) filed on 11 January 2005.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) ☒ Claim(s) 1-39 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-39 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date <u>5/24/2001</u> . | 6) <input type="checkbox"/> Other: _____  |

K

### DETAILED ACTION

This action is responsive to communications: Amendment, filed on 1/11/05.

Claims 1-39 are pending in this application. Claims 1, 9, 17, 27, 35, and 37-39 are independent claims.

#### *Claim Rejections - 35 USC § 102*

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1-4, 6-22, and 24-39 rejected under 35 U.S.C. 102(e) as being anticipated by Outlook.

As per claim 1, Outlook teaches a method for generating an event monitoring display, comprising:

receiving an event message, wherein the event message has associated therewith an identifier; (See Outlook, page 1, item 1; Examiner interprets an email message to be an event. Examiner interprets the time that the message is received by the user to be the identifier)

inserting the event message into a field based on the identifier; (See Outlook, page 1, item 1; The outlook inserts the message based on the time that the message is received.)

presenting the field; and (See Outlook, page 1, item 1)

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automatically scrolling the field so that the event message is visible. (See Outlook, page 1, item 1; Outlook automatically scrolls and highlight to the item that is most recently received)

As per claim 2, Outlook teaches the method of claim 1. Outlook further teaches wherein the step of inserting the event message into the field comprises inserting the event message into the field in ascending order based on the identifier. (See Outlook, page 3, item 3)

As per claim 3, Outlook teaches the method of claim 1. Outlook further teaches wherein the step of inserting the event message into the field comprises inserting the event message into the field in descending order based on the identifier. (See Outlook, page 1, item 1)

As per claim 4, Outlook teaches the method of claim 1. Outlook further teaches wherein the step of inserting the event message into the field comprises inserting the event message after a previous message with the same identifier, whereby messages with the same identifier appear in chronological order. (See Outlook page 2, items 2 and 4; When emails are sorted based on the senders, the most recently received mail from a sender is place on the top or after the previously received emails from the same sender; Examiner interpret senders to be the identifier when message is sorted by the sender)

As per claim 6, Outlook teaches the method of claim 1. Outlook further teaches wherein the identifier comprises an identification and a sub identification. (See Outlook page 2, items 4 and 5; Examiner interprets sender to be the primary identification and time to a sub identification when the emails are sorted by sender)

As per claim 7, Outlook teaches the method of claim 1. Outlook further teaches wherein the event message comprises a text message and the field is a text field. (See Outlook page 2, items 4 and 5; Examiner interprets sender to be the primary identification and time to a sub identification when the emails are sorted by sender)

As per claim 8, Outlook teaches the method of claim 1. Outlook further teaches wherein the event message includes at least one of sound data, image data, and video data. (See Outlook page 5, item 7; Because user may attach mp3 to email, the email message or the event message includes sound data)

As per claim 9, it is rejected with the same rationale as claim 1. Supra.

As per claim 10, which is dependent on claim 9, it is of the same scope as claim 2. Supra.

As per claim 11, which is dependent on claim 9, it is of the same scope as claim 3. Supra.

As per claim 12, which is dependent on claim 9, it is of the same scope as claim 4. Supra.

As per claim 13, which is dependent on claim 9, it is of the same scope as claim 6. Supra.

As per claim 14, Outlook teaches claim 9. Outlook further teaches wherein the step of presenting the field comprises scrolling the field so that the message is visible. (See Outlook, page 1, item 1; Outlook automatically scrolls and highlight to the item that is most recently received)

As per claim 15, which is dependent on claim 9, it is of the same scope as claim 7. Supra.

As per claim 16, which is dependent on claim 9, it is of the same scope as claim 8. Supra.

As per claim 17, Outlook teaches a method for presenting messages in a field containing a plurality of messages, comprising:

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receiving a plurality of messages, wherein each message has associated therewith an identifier; (See Outlook, page 1, item 1; Examiner interprets an email message to be an event. Examiner interprets the time that the message is received by the user to be the identifier)

categorizing the messages by identifier; (See Outlook page 2, items 2 and 4; The emails can be sorted by the senders. Examiner interprets sorting senders to be categorizing by identifier)

sorting the messages by chronology, whereby messages with the same identifier appear in chronological order; (See Outlook page 2, items 2 and 4; When emails are sorted based on the senders, the most recently received mail from a sender is place on the top or after the previously received emails from the same sender; Examiner interpret senders to be the identifier when message is sorted by the sender)and

presenting the messages in a field. (See Outlook, page 1, item 1)

As per claim 18, which is dependent on claim 17, it is of the same scope as claim 7.

Supra.

As per claim 19, it is rejected with the same rationale 17. Supra.

As per claim 21, which is dependent on claim 19, it is of the same scope as claim 3.

Supra.

As per claim 22, which is dependent on claim 19, it is of the same scope as claim 4.

Supra.

As per claim 24, which is dependent on claim 19, it is of the same scope as claim 6.

Supra.

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As per claim 25, which is dependent on claim 19, it is of the same scope as claim 7.

Supra.

As per claim 26, which is dependent on claim 19, it is of the same scope as claim 8.

Supra.

As per claim 27, it is rejected with the same rationale as claim 1. Supra.

As per claim 28, which is dependent on claim 27, it is of the same scope as claim 2.

Supra.

As per claim 29, which is dependent on claim 27, it is of the same scope as claim 3.

Supra.

As per claim 30, which is dependent on claim 27, it is of the same scope as claim 4.

Supra.

As per claim 31, which is dependent on claim 27, it is of the same scope as claim 6.

Supra.

As per claim 32, which is dependent on claim 27, it is of the same scope as claim 14.

Supra.

As per claim 33, which is dependent on claim 27, it is of the same scope as claim 7.

Supra.

As per claim 34, which is dependent on claim 27, it is of the same scope as claim 8.

Supra.

As per claim 35, it is rejected with the same rationale as claim 17. Supra.

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AS per claim 36, which is dependent on claim 35, it is of the same scope as claim 7.

Supra.

As per claim 37, it is rejected with the same rationale as claim 1. Supra.

As per claim 38, it is rejected with the same rationale as claim 1. Supra.

As per claim 39, it is rejected with the same rationale as claim 17. Supra.

### ***Claim Rejections - 35 USC § 103***

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 5 and 23 rejected under 35 U.S.C. 103(a) as being unpatentable over Outlook.

As per claim 5, Outlook teaches the method of claim 1. Outlook teaches wherein the step of inserting the event message into the field comprises inserting the event message after a previous message with the same identifier, whereby messages with the same identifier appear in chronological order. (See Outlook page 2, items 2 and 4; When emails are sorted based on the senders, the most recently received mail from a sender is placed on the top or after the previously received emails from the same sender; Examiner interprets senders to be the identifier when message is sorted by the sender) and Outlook further teaches wherein the step of inserting the event message into the field comprises inserting the event message into the field in ascending order based on the identifier. (See Outlook, page 3, item 3)



However, Outlook fails to teach wherein the step of inserting the event message into the field comprises inserting the event message before a previous message with the same identifier, whereby messages with the same identifier appear in reverse chronological order. Examiner takes official notice of the feature that inserting the event message before a previous message with the same identifier, whereby messages with the same identifier appear in reverse chronological order. It would have been obvious to an artisan at the time of the invention to include this well known feature with method of Outlook in order to allow the user to sort the email by subject then by ascending time.

As per claim 23, which is dependent on claim 19, it is the same scope as claim 5. (see rejection above)

#### ***Response to Argument***

Applicant's arguments with respect to claims 1-39 have been considered but are deemed to be moot in view of the new grounds of rejection.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Peng Ke whose telephone number is (571) 272-4062. The examiner can normally be reached on M-Th and Alternate Fridays 8:30-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kristine L Kincaid can be reached on (571) 272-4063. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Peng Ke

A handwritten signature in black ink, appearing to be 'Peng Ke', written in a cursive style.